

IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF PUERTO RICO

IN RE:
JOSE L. RODRIGUEZ RUIZ
JO ANNE VAZQUEZ RODRIGUEZ
Debtors

JOANNE VÁZQUEZ RODRÍGUEZ
JOSÉ RODRÍGUEZ RUÍZ
Plaintiffs

Vs.

ADM SISEMA RETIRO EMPLEADOS
GOBIERNO Y JUDICATURA.
Defendants

CASE NO. 15-07632

CHAPTER 7

ADVERSARY NO. 16-00205

NOTICE OF MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD:

Within fourteen (14) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action n who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the clerk's office of the United States Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the court, the interest of justice requires otherwise.

MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD

TO THE HONORABLE COURT:

Elbia Vázquez Dávila, the Undersigned, hereby moves this Court for leave to withdraw as Counsel of record for the DEBTOR in the above-styled matter. In support of this motion, the Undersigned states and prays as follows:

1. Recently, the Undersigned was diagnosed with a serious illness that will require a long medical treatment. For this reason, it is necessary to reduce substantially the workload at our office.
2. The Undersigned will be unable to continue representation of the Debtor in the above styled matter.
3. Under Local Rule of Bankruptcy Procedure 9010-1 an attorney representing a Debtor may withdraw from a case:
 - a) Without leave of Court, by filing and serving a Notice of Withdrawal, when all the requirements set forth in subparagraph (A) are met.
 - b) With the Court's Permission, by filing and serving a Motion for Leave to Withdraw under 9010-1 (C), when any of the requirements set forth in subparagraph (A) are lacking.
4. This Motion is filed under Local Rule of Bankruptcy Procedure 9010-1(C).
5. Regarding the above-styled case, the Undersigned hereby certifies that:
 - a) Debtor has been informed, by letter and by phone, of the Undersigned's intention to withdraw as its Counsel.
 - b) Debtor has been informed that he can assume his legal representation pro-se, although due to the fact that bankruptcy is a very technical area, the implications of this course of action can be detrimental to his case.
 - c) Debtor has also been advised of all pending matters or hearings in the above-styled case. At the moment, aside from the present Motion, there are no Motions pending before this Court and no trial or hearing date for a related matter has been scheduled.
 - d) Debtor has been informed that the Undersigned Counsel will remain as attorney of record in the case and/or proceeding until the court enters an order

granting the withdrawal, which the Undersigned will accordingly serve on the Debtor.

WHEREFORE, Premises considered, the Undersigned hereby requests that this Honorable Court enter an Order granting her Leave to Withdraw as Attorney for the Debtor in the above-styled matter and:

- a) Provides the Debtor with a reasonable time to decide, based on the information provided by Counsel, whether to continue this proceeding pro-se or find adequate legal representation; and
- b) For an order continuing or postponing any other actions in this case, as it deems just and proper.

Respectfully submitted in San Germán, Puerto Rico on June 5, 2018.

/s/Elbia I. Vázquez Dávila
ELBIA I. VAZQUEZ DAVILA, Esq.

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the participants of the system and by regular mail to all interested parties as per attached list, and to the following:

- A. To Debtor's, José L. Rodríguez Ruiz and Jo Anne Vázquez Rodríguez by regular mail to its mailing address of record.
- B. To the Trustee assigned to this Case, Roberto Román, by Regular Mail to its address of Record.
- C. To US Trustee, Monsita Lecaroz Arribas, by Regular Mail to Edificio Ochoa 500 Tanca Street, Suite 301, San Juan PR 00901-1922.

In San Germán, Puerto Rico, this 5th day of June 2018.

/s/Elbia I. Vázquez Dávila
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